

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

FILED
LOS ANGELES SUPERIOR COURT
MAY 10 2013

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

v.

01 ARTILEUS RICHARDSON (11/13/1989)
Defendant(s).

CASE NO. NA095643

By John A. Clarke, Clerk
Deputy

**FELONY COMPLAINT
FOR ARREST WARRANT**

The undersigned is informed and believes that:

COUNT 1

On or about May 1, 2013, in the County of Los Angeles, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a Felony, was committed by ARTILEUS RICHARDSON, who did unlawfully, and with malice aforethought murder DEVIN SMITH, a human being.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code Section 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)."

It is further alleged that said defendant(s), ARTILEUS RICHARDSON personally and intentionally discharged a firearm, a handgun, which caused great bodily injury and death to DEVIN SMITH within the meaning of Penal Code Section 12022.53(d) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.6(c)(8).

It is further alleged that said defendant(s), ARTILEUS RICHARDSON personally and intentionally discharged a firearm, a handgun, within the meaning of Penal Code Section 12022.53(c) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.5(c)(8).

It is further alleged that said defendant(s), ARTILEUS RICHARDSON personally used a firearm, a handgun, within the meaning of Penal Code Section 12022.53(b) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.5(c)(8).

It is further alleged pursuant to Penal Code section 186.22(b)(1)(C) that the above offense was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members. Said act also caused the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(28).

It is further alleged that the offense(s) charged in Count(s) 1 are punishable in the state prison for life and cause the sentencing to be pursuant to section 186.22(b)(5).

* * * * *

COUNT 2

On or about May 1, 2013, in the County of Los Angeles, the crime of POSSESSION OF FIREARM BY A FELON - PRIOR(S), in violation of PENAL CODE SECTION 29800(a)(1), a Felony, was committed by ARTILEUS RICHARDSON, who did unlawfully own, possess, purchase, receive, and have custody and control of a firearm, to wit, handgun, the said defendant having theretofore been duly and legally convicted of a felony or felonies, to wit:

| <u>Case No.</u> | <u>Charge Code/Statute</u> | <u>Conv. Date</u> | <u>County of Court</u> | <u>State</u> | <u>Court Type</u> |
|-----------------|----------------------------|-------------------|------------------------|--------------|-------------------|
| NA084369 | VC 10851 | 01/07/2010 | LOS ANGELES | CA | SUPERIOR |

* * * * *

It is further alleged as to count(s) 1 and 2 pursuant to Penal Code section 667.5(b) that the defendant(s), ARTILEUS RICHARDSON, has suffered the following prior conviction(s):

| <u>Case No.</u> | <u>Charge Code/Statute</u> | <u>Conv. Date</u> | <u>County of Court</u> | <u>State</u> | <u>Court Type</u> |
|-----------------|----------------------------|-------------------|------------------------|--------------|-------------------|
| NA084369 | VC 10851 | 01/07/2010 | LOS ANGELES | CA | SUPERIOR |

and that a term was served as described in Penal Code section 667.5 for said offense(s), and that the defendant did not remain free of prison custody for, and did commit an offense resulting in a felony conviction during, a period of five years subsequent to the conclusion of said term.

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR.

NOTICE: Any allegation making a defendant ineligible to serve a state prison sentence in the county jail shall not be subject to dismissal pursuant to Penal Code § 1385.

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) ARTILEUS RICHARDSON for the above-listed crimes. Wherefore, a warrant of arrest is requested for ARTILEUS RICHARDSON.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER NA095643, CONSISTS OF 2 COUNT(S).

Executed at LONG BEACH, County of Los Angeles, on May 10, 2013.


MARK A. BIGEL / ROGER W. ZOTNECK
DECLARANT AND COMPLAINANT

.....
JACKIE LACEY, DISTRICT ATTORNEY

BY: 
PATRICK FREY, DEPUTY

AGENCY: LONG BEACH PD
DR NO.: 1326648

I/O: MARK A BIGEL
OPERATOR: FM

ID NO.: 5203 PHONE : (562) 570-5572
PRELIM. TIME EST.: 1 DAY(S)

DEFENDANT
RICHARDSON, ARTILEUS

CII NO.
025003882

DOB
11/13/1989

BOOKING
NO.

BAIL
RECOM'D
\$2,000,000

CUSTODY
R'TN DATE

It appearing to the Court that probable cause exists for the issuance of a warrant of arrest for the above-named defendant(s), the warrant is so ordered.

ARTILEUS RICHARDSON

BAIL: \$ 2,000,000.00

DATE: 5-10-13



Judge of the Above Entitled Court

NON-WARRANT DEFENDANTS:

| <u>DEFENDANT</u> | <u>CII NO.</u> | <u>DOB</u> | <u>BOOKING NO.</u> | <u>BAIL RECOM'D</u> | <u>CUSTODY R'TN DATE</u> |
|------------------|----------------|------------|------------------------|-------------------------|------------------------------|
|------------------|----------------|------------|------------------------|-------------------------|------------------------------|

FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

(Strike out or add as applicable)

ARTILEUS RICHARDSON

| <u>Count No.</u> | <u>Charge</u> | <u>Charge Range</u> | <u>Special Allegation</u> | <u>Alleg. Effect</u> |
|------------------|----------------|----------------------------|---|---|
| 1 | PC 187(a) | Check Code State Prison | PC 12022.53(d) PC 186.22(b)(1)(c) PC 186.22(b)(5) | +25 Yrs. to Life, MSP* +10 Yrs. State Prison Check Code State Prison |
| 2 | PC 29800(a)(1) | 16-2-3 | PC 667.5(b) | +1 yr. per prior |

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

ARTILEUS RICHARDSON _____ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

ARTILEUS RICHARDSON _____ in Dept _____

at: _____ A.M.

Date: _____

Committing Magistrate